

1 Mark D. Eibert (Bar # 116570)
2 Attorney at Law
P. O. Box 1126
Half Moon Bay, CA 94019-1126
3 Telephone: (650) 638-2380
Fax: (650) 712-8377

4 Attorney for: Defendant Daniel Rangel
5
6
7

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10
11
12 UNITED STATES OF AMERICA,) CR NO. 07-00788 JF (NC)
13 Plaintiff,)
14 vs.) **UNOPPOSED MOTION FOR EXTENSION**
15 DANIEL RANGEL,) **OF TIME TO FILE DECLARATION TO**
16 Defendant.) **WAIVE APPEARANCE AND**
17) **[PROPOSED] ORDER THEREFORE**
18)
19)
20)
21)
22)
23)
24)
25)
26)
27)
28)

At the November 4, 2011, case management conference, pursuant to the request of government counsel, the Court ordered that '[f]or each future court proceeding, any defendant who will not attend the proceeding in person must file one week in advance of the court proceeding a declaration under penalty of perjury stating that the defendant is aware of the court proceeding and knowingly and voluntarily waives his or her right to attend the court proceeding.'" Minute Order (Docket # 380).

A hearing is scheduled for February 1, and undersigned counsel believes that his client, Mr. Daniel Rangel, will wish to waive his appearance. However, it appears that I will not be able to obtain such a declaration signed by Mr. Rangel until at least Friday, January 27, due to his travel. Accordingly, I respectfully request an extension of time until Monday, January 30, 2012 to file such a declaration.

Counsel for the government, AUSA Jeff Nedrow, has graciously stated that he does not object to this request.

January 25, 2012

Respectfully submitted,

/s/ Mark D. Eibert
Mark D. Eibert
Attorney for Defendant Daniel Rangel

1
2 **ORDER**

3 Good cause appearing therefore, it is hereby ORDERED that defendant Daniel Rangel
4 shall have until January 30, 2012 to file a sworn declaration waiving his appearance, as required
by this Court's prior Order.

5 IT IS SO ORDERED.

6 Dated: January 26, 2012

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28


HON. LUCY H. KOH
UNITED STATES MAGISTRATE JUDGE